

Appl. No. : 10/808,639  
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6. (Currently Amended) An apparatus of Claim ~~5~~3 wherein the underside of said flying craft includes a recess for receiving said powered craft in said nested position.

7. (Canceled)

8. (Original) An apparatus of Claim 1 wherein said powered craft comprises a shaped hull for water travel and includes an engine for driving said powered craft through water and includes a controllable rudder for changing direction of water travel.

*B* 9. (Original) An apparatus of Claim ~~7~~<sup>8</sup> wherein said engine and said rudder are controlled from said flying craft.

10. (Original) An apparatus of Claim 1 wherein said tether assembly is positioned between a first position prior to operating said powered craft whereby said first and second rigid struts form a first angle with one another, and a second position during operation of said powered craft whereby said first and second rigid struts form a second angle with one another.

11. (Currently Amended) An apparatus of Claim ~~9~~10 wherein said second angle is greater than said first angle.

12. (Original) An apparatus of Claim 10 wherein said first angle is less than about 45°C.

13. (Original) An apparatus of Claim 10 wherein said second angle is an obtuse angle.

14. (Original) An apparatus of Claim 11 wherein said second angle is an obtuse angle.

15. (Original) An apparatus of Claim 1 wherein said flying craft comprises a wing extending from each side thereof rearwardly from the center of said flying craft and whereby one or more first biased hinges are positioned forwardly from the center of said flying craft.

16. (Original) An apparatus of Claim 14 wherein the center of gravity of said flying craft is forward of said wings.

17. (New) A flying vehicle assembly apparatus comprising:

a winged flying craft for flying generally along a first axis and one or more first biased pivot connections cooperating therewith;

a powered craft for traveling generally along a second axis generally coplanar with said first axis for propelling said flying craft;

one or more second biased pivot connections cooperating with a tether assembly;